

TOWN OF BUCKEYE
REGULAR COUNCIL MEETING MINUTES
FEBRUARY 15, 2005

1. Call to Order/Pledge of Allegiance.

Mayor Hull, who led the pledge of allegiance, called the meeting to order at 7:01 p.m.

Roll Call:

Members Present: Mayor Hull, Vice Mayor Urwiller, Councilman Meck, Councilman Beard, Councilwoman May, Councilman Doster, and Councilman Garza.

Staff Present:

Carroll Reynolds, Scott Ruby, Linda Garrison, Dee Hathaway, Jeanine Guy, Ron Brown, Toni Brown, Scott Rounds, Dave Owens, Jason Hardison, Chris Young, Dennis Zwagerman, Denise Lacey, Phil Garthright, and Richard Chapman.

2. Comments from the Public

Ron Noble representing the Buckeye Chamber of Commerce asked Deanna and Rachel of the Chamber to come forward along with Dick Sartor. Deanna informed the Council that the last Senior Pro Rodeo raised 5,100 and that \$7,000 was raised this year. The Chamber presented Dick Sartor of the DARE Program a check in the amount of \$7,000. Dick Sartor thanked the generosity of the people.

Richard Adams of 217 4th Ave. West stated that Disabled Veterans have a difficult time getting from the sidewalk to the door at the Senior Center. He suggested that a new Senior Center be built and made more accessible.

Consent Agenda

Moved by Councilwoman May, seconded by Councilman Doster to approve the consent agenda as presented (Items *3, *4, *5A). The motion passed unanimously.

***3. Council approved the minutes of the February 1, 2005 Council Workshop and Regular meeting.**

***4. Council approved the invoices due by the Town for payment.**

***5A. Council adopted Ordinance 12-05 approving the Tartesso West Amendment #1 to the Development Agreement.**

Non-Consent Agenda Items

5B. Council to considered adoption of Ordinance 13-05 approving both a Development Agreement and the Community Master Plan for the development of "Silver Rock", a Master Planned Community by Newport Development on approximately 1,241 acres of land located in portions of Section 21, 22,27, and 28 of Township 1 North, Range 2 West of the Gila and Salt River Base and Meridian, authorizing and directing the Mayor to sign the Development Agreement on behalf of the Town and read by title only. Requested by Matt Montgomery of Newport Development on behalf of the Newport Group Management Company Moved by Vice Mayor Urwiller, seconded by Councilwoman May to adopt Ordinance 13-04 approving the Development Agreement and

Community Master Plan amended to include a 32' curb and 50' minimum lot size. The motion passed unanimously.

Council Minutes
February 15, 2005
Page 2

5C. Resolution 12-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.901" located within Planning Unit IV in the eastern portion of Phase 1B south of the Verrado Master Planned Community in a portion of Section 30, Township 2 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County. This site consists of 19.98 acres, 55 lots, lot sizes 80'x80'. Staff reported that an agreement is being worked and that DMB has offered to assist in other areas other than in purchase of a fire truck, as in \$140,000 for 5 years to provide additional staff in Community Development. Councilman Meck asked if the Fire Dept was comfortable with parking issues. The Fire Department responded that they are working on a sound approach to provide fire service in their community. They have agreed to go back and correct some areas and with the parking restrictions Fire will be able to work through the area. They indicated that they were comfortable with their widths along with restrictions. Councilman Meck applauded both DMB and the Fire Department for working this issue out and would like a five year term to review the agreement. Moved by Councilman Meck, seconded by Councilman Doster to adopt Resolution 12-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.901" with the provision to enter into an agreement for a five year period. The motion passed unanimously.

5D. Council considered adoption of Resolution 13-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.902" located within Planning Unit IV in the eastern portion of Phase 1B south of the Verrado Master Planned Community in a portion of Section 30, Township 2 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County. Site consists of 22.61 acres, 52 lots, lot sizes 80'x80' and is being requested by Biskind Hunt & Taylor. Moved by Councilman Meck, seconded by Councilman Doster to adopt Resolution 12-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.902" with the provision to enter into an agreement for a five year period. The motion passed unanimously.

5E. Council considered adoption of Resolution 14-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.903" located within planning Unit IV in the eastern portion of Phase 1B south of the Verrado Master Planned Community in a portion of Section 30, Township 2 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County. Site consists of 14.70 acres, 61 lots, lot sizes 50'x50' and is being requested by Biskind Hunt & Taylor. Moved by Councilman Meck, seconded by Councilman Doster to adopt Resolution 12-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.902" with the provision to enter into an agreement for a five year period. The motion passed unanimously.

5F. Council considered adoption of Resolution 15-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.904" located within Planning Unit IV in the eastern portion of Phase 1B south of the Verrado Master Planned Community in a portion of Section 30, Township 2 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County. Site consists of 11.85 acres, 45 lots, lot sizes 60'x60' and is being requested by Biskind, Hunt & Taylor. Moved by Councilman Meck, seconded by Councilman Doster to adopt Resolution 12-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.902" with the provision to enter into an agreement for a five year period. The motion passed unanimously.

5G. Council Resolution 16-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.905" located within Planning Unit IV in the eastern portion of Phase 1B south of the Verrado Master Planned Community in a portion of Section 30, Township 2 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County. Site consists of 9.58 acres, 34 lots, lot sizes 60'x60' and is being requested by Biskind, Hunt & Taylor.

Moved by Councilman Meck, seconded by Councilman Doster to adopt Resolution 12-05 approving the Final Plat of a subdivision to be known as "Verrado Parcel 4.902 with the provision to enter into an agreement for a five year period. The motion passed unanimously.

5H. Council considered adoption of Resolution 17-05 approving the Map of Dedication to be known as "Verrado Phase 2 East" located north of Thomas Road within the Verrado Master Planned Community in portions of Section 30 and 31, Township 2 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County. Request by Biskind, Hunt & Taylor/DMB Vice Mayor Urwiller questioned the width of the streets. Woody Scoutten, Town Engineer stated that the streets are in accordance with their Community Master Plan 50' to 70' right of way width. Moved by Vice Mayor Urwiller, seconded by Councilman Meck to adopt Resolution 17-05 approving the Map of Dedication to be known as Verrado Phase 2 East. The motion passed unanimously.

5I. Council considered adoption of Resolution 18-05 approving the Final Plat of a subdivision to be known as "Windmill Village" located northwest from the intersection of Dean and Yuma Road and also as located in the southeast quarter of Section 11, Township 1 North, Range 3 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona. Request by RBF Consulting on behalf of Stonebridge Capital Progeny, L.L.C. Site consists of 513 lots on 158.30 acres with a gross and net density of 3.16 dwelling units per acre and 34.11 acres of net open space. Dennis Zwagerman stated that the subdivision will stay with dimensions presented in their Preliminary Plat. Paul Gilbert of 4800 N. Scottsdale Road was present to answer questions. Mr. Gilbert stated that they have made some improvements with substantial trails, landscaping, water/sewer plans. Councilman Meck questioned water availability. Mr. Gilbert stated that water would be provided from Harrison Street which has a 12" main that will connect into Sundance. Scott Ruby had a question on the stipulations in the development agreement that were put in place to protect Sundance. Paul Gilbert stated that discussion has taken place and that Sundance is alright with it. Moved by Councilman Meck, seconded by Councilman Doster to approve Resolution 17-05 approving the Map of Dedication to be known as Verrado Phase 2 East. The motion passed unanimously.

5J. Public Hearing – A public hearing was conducted to hear citizen input on the proposed annexation request of approximately 77.7 acres of land generally located south of Beloit Road and west of Rainbow Road into the Town of Buckeye. Mayor Hull opened the public hearing at 7:46 p.m. Councilman Meck questioned why two areas were left out. Staff responded one was a separate entity and the other requested to be left out of the annexation process. There being no further comments from the public, Mayor Hull closed the public hearing at 7:48 p.m.

5K. Lea Benson of Moto-Trax made a presentation to Council regarding the Town's possible participation in the Arizona State Parks RTP/OHV funding request. Lea Benson submitted a request for the Council's continued support. She requested Council support as defined in the package of information presented to Council. Council instructed the Town Attorney to look into the requests for support presented at the meeting and to report back to the Council as soon as possible with a possible special meeting to address the request.

5L. Council to considered selection of Boards, Committees and Commissions for the Town, along with applications form and procedures. Mayor Hull indicated that he would like to have a workshop on this item. He suggested the item be added to the Council retreat already set for February 26th at which time. Moved by Councilman Doster, seconded by Councilwoman May to move this item to the Council Retreat set for February 26, 2005. The motion passed unanimously.

5M. Council to considered beginning the process to appoint/re-appoint members to the Community Development Board. Moved by Vice Mayor Urwiller, seconded by Councilman May to approve the appointment/re-appointment process presented by the Community Development Department with the Town Clerk's office monitoring after the re-appointments are made. The motion passed unanimously.

5N. Council to considered approval of a petition received relative to formation of the Festival Ranch Community Facilities District and, if deemed advisable, to adopt Resolution 18-05 forming such District and entering into a Development, Financing Participation and Intergovernmental Agreement No. 1 with such District. Scott Ruby, Town Attorney reported this item is not ready to be heard at this time. Moved by Vice Mayor Urwiller, seconded by Councilwoman May to table this item. The motion passed unanimously.

5O. Council to considered approval of the purchase of breathing apparatus in the amount of \$100,000. This expenditure will be processed through a lease purchase agreement. Fire Chief Rounds explained the need for the new breathing apparatus. Ron Brown, Finance Director, stated that this will be lease purchase and will be paid through fire impact fees. Councilman Beard questioned the length of the lease. Mr. Brown responded that it will be a five year lease. Moved by Councilman Meck, seconded by Councilwoman May to approve the request for the purchase of breathing apparatus through a lease purchase program to be funded out of fire impact fees.. The motion passed unanimously.

6. Town Manager's Report - The Manager may provide a brief summary of current events; however, there can be discussion on the following matters:

- 1. Opening on Skate Park cancelled due to weather scheduled to Feb 26th.**
- 2. New Economic Development Director Richard Chapman.**
- 3. Senior's had Valentines party at the Community Center.**
- 4. Groundbreaking for the Recreation Center and Library Addition will be held next week.**
- 5. Meeting with Valencia Water on the possibility of purchase of their water system.**
- 6. CDBG presentations tomorrow night.**
- 7. Flood Control will be meeting with the Council at the Council Retreat on Feb 26th at Verrado.**

7. Comments from the Mayor and Council- Mayor and Council may present a brief summary on current events. The Council may not propose, discuss, deliberate, or take any legal action of information presented. Council may direct inquiries to staff.

Councilman Beard reminded everyone of the Council Retreat to be held in Verrado from 8 a.m. to approx. 4:30 p.m. Topics will be Main Street. Flood Control and Boards and Commissions.

Vice Mayor Urwiller was wanting to meet with Community Development in the beginning of March.

Councilman Garza would like to be able to attend grand opening of Skate Park and may be late in attending the Council Retreat.

Mayor Hull spoke regarding Richard Adams complaint about the Community Center and suggested work be done on the ramp and the possibility of putting in a handicap door as soon as possible.

8. Adjournment.

There being no further business to come before the Council, moved by Vice Mayor Urwiller,

**Council Minutes
February 15, 2005
Page 5**

seconded by Councilwoman May to adjourn (8:39 p.m.). The motion passed unanimously.

Dustin Hull, Mayor

ATTEST:

Linda Garrison, Town Clerk

I hereby certify that the foregoing is a true and correct copy of the Council Meeting held on the 15th day of February, 2005. I further certify that the meeting was duly called and that a quorum was present.

Linda Garrison, Town Clerk